

Message Text

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ACTION EB-07

INFO OCT-01 AF-08 NEA-10 ISO-00 CAB-02 CIAE-00 COME-00

DODE-00 DOTE-00 INR-07 NSAE-00 CIEP-01 FAA-00 L-03

TRSE-00 SS-15 NSC-05 /059 W
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FM AMEMBASSY ACCRA

TO SECSTATE WASHDC 4257

INFO AMCONSUL CASABLANCA

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CASABLANCA FOR RCAA

E.O. 11652: NA

TAGS: EAIR, GH, US

SUBJECT: CIVAIR: US-GHANA BILATERAL AGREEMENT

REF: (A) ACCRA 6397; (B) ACCRA 6191; (C) ACCRA 6169; (D) STATE
214576

1. EMBASSY HAS RECEIVED FONMIN NOTE, A SCR.CM/1A, VOL.2, DATED
AUGUST 31, 1976 CONCERNING BILATERAL AIR AGREEMENT. TEXT OF NOTE
FOLLOWS (UNNECESSARY WORDS OMITTED):

2. QUOTE. AND HAS THE HONOR TO REFER TO THE MEMORANDUM OF
CONSULTATION SIGNED IN WASHINGTON NOVEMBER 13, 1975, BETWEEN
REPRESENTATIVES OF GOVERNMENT OF GHANA AND GOVERNMENT OF USA, CON-
CERNING EFFORTS OF TWO GOVERNMENTS TO CONCLUDE BILATERAL AIR
SERVICES AGREEMENT.

MINISTRY WOULD LIKE BRING FOLLOWING MATTERS TO ATTENTION OF EMBASSY:
GOVERNMENT OF REPUBLIC OF GHANA WISHES INVITE GOVERNMENT OF USA FOR
DISCUSSIONS LEADING TO CONCLUSION AND FINAL SIGNATURE OF A BILATERAL
AIR SERVICES AGREEMENT, DRAFT OF WHICH FORMED THE BASIS OF DISCUSSION
BETWEEN TWO GOVERNMENTS IN WASHINGTONDC IN NOVEMBER LAST YEAR.
SECONDLY, PANAM WORLD AIRWAYS (PANAM) SHALL BE EXEMPTED FROM PAYMENT

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OF INCOME TAX LEVIED BY GOVERNMENT OF GHANA AS FROM DATE AIRCRAFT OF

GHANA NATIONAL AIRLINE - GHANA AIRWAYS CORPORATION - START OPERATING TO USA, PROVIDED THAT GOVERNMENT OF USA ACCORDS RECIPROCAL EXEMPTION TO GHANA AIRWAYS CORPORATION.

THIRDLY, GOVERNMENT OF GHANA IS UNABLE TO GRANT TRAFFIC RIGHTS TO AIRCRAFT OF PANAM BEYOND GHANA TO UGANDA AND KENYA, AS SUCH TRAFFIC RIGHTS HAVE BEEN GRANTED TO PANAM TO OPERATE TO TANZANIA. PANAM AIRCRAFT MAY MAKE ONLY TWO INTERMEDIATE STOPS ON WEST COAST OF AFRICA - AT DAKAR AND ROBERTSFIELD AS HAS ALREADY BEEN AGREED UPON. EMBASSY IS FURTHER INFORMED THAT COMMISSIONER OF INCOME TAX HAS RESCINDED HIS DECISION TO LEVEY INCOME TAX ARREARS ON PANAM FOR ITS OPERATIONS IN GHANA DURING TAX YEARS 1954/55 TO 1974/75. PANAM MAY THEREFORE BE ADVISED WITHDRAW COMPLAINT IT LODGED WITH TAX COMMISSIONER'S COURT CHALLENGING VALIDITY OF INCOME TAX ARREARS THE COMMISSIONER OF INCOME TAX HAD LEVIED AGAINST IT (PANAM). GOVERNMENT OF GHANA THEREFORE LOOKS FORWARD TO RECEIVING REACTION OF GOVERNMENT USA TO THESE PROPOSALS, INDICATING WHEN IT WOULD BE READY ENTER INTO NEGOTIATIONS WITH GOVERNMENT OF GHANA, AIMED AT CONCLUDING AND FINALLY SIGNING THE AGREEMENT ON THE BILATERAL AIR SERVICES BETWEEN THE TWO COUNTRIES. THE MINISTRY OF FOREIGN AFFAIRS..... AVAILS ITSELF.....UNQUOTE.

3. NOTE DOES NOT SUGGEST DATE OR PLACE FOR DISCUSSIONS, BUT CLELAND, ECONOMIC RELATIONS DIRECTOR OF FONKIN, NOTED IN DISCUSSION WITH COMMERCIAL ATTACHE, THAT SITE OF TALKS HAS ALTERNATED BETWEEN TWO CAPITALS AND LAST MEETING HELD IN WASHINGTON. AS YET WE HAVE NO WORD ON FORMAL SMC ACTION TO GRANT PANAM FIFTH FREEDOM RIGHTS TO NAIROBI. AIRPOUCHING FULL TEXT OF NOTE. AWAITING WASHINGTON GUIDANCE. LINEHAN

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